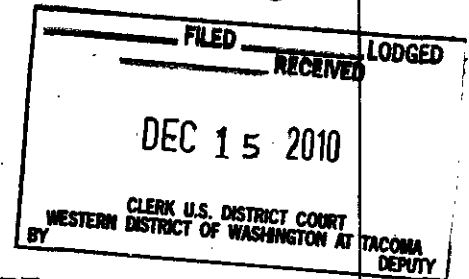




10-CV-05203-ORD

Honorable Ronald B. Leighton



UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

MARK WAYNE CLARK  
Plaintiff,  
  
v.  
PAT GLEBE, et al,  
Defendants.

NO. CV10-5203 RBL

STIPULATION AND AGREED  
ORDER OF VOLUNTARY  
DISMISSAL OF DEFENDANTS  
ZANDER, MATTHYNSSENS, REED  
AND KNUDSON

Plaintiff and defendants Zander, Matthynssen, Reed and Knudson hereby stipulate to dismissal of defendants Zander, Matthynssen, Reed and Knudson from this case with prejudice, with each side bearing its own costs and fees. This stipulation encompasses any and all claims raised, or that could have been raised, in plaintiff's Complaint against any and all current or former employees of Spectrum Health Systems, Inc. ("Spectrum") who were or could have been named as defendants in this matter, including any John or Jane Doe defendants referenced in plaintiff's Complaint, as well as Spectrum itself. Pursuant to Federal Rule of Civil Procedure ("FRCP") 41(a), plaintiff Mark Wayne Clark, appearing *pro se*, agrees to dismiss his lawsuit against these defendants with prejudice in return for Spectrum, without any admission of liability, providing plaintiff with a letter regarding his involvement and discharge from the Odyssey program while he was incarcerated at the Stafford Creek

STIPULATION AND AGREED ORDER  
OF DISMISSAL - No. CV10-5203 RBL


- 1

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1 Correctional Center. Therefore, as evidenced by the signatures below, the parties to this  
 2 stipulation knowingly, intelligently and voluntarily stipulate and agree to voluntary dismissal  
 3 with prejudice of plaintiff's claims against defendants Zander, Matthynssen, Reed and  
 4 Knudson in this lawsuit, and respectfully request the Court to enter the below Order dismissing  
 5 the claims against these defendants with prejudice, with all signing parties bearing their own  
 6 fees and costs.  
 7

8 SO STIPULATED AND AGREED:

9   
 10 MARK WAYNE CLARK, Plaintiff *pro se*

11   
 12 JEFFREY A.O. FREIMUND  
 13 WSBAIN 17385  
 14 Attorney for Defendants Zander, Matthynssen,  
 15 Reed and Knudson

16 AGREED ORDER

17 The Court having reviewed the record herein, the above stipulation and agreement of  
 18 the signing parties, and being fully advised, now, therefore,

19 IT IS HEREBY ORDERED, ADJUDGED, and DECREED that plaintiff's claims  
 20 against defendants Zander, Matthynssen, Reed and Knudson in this matter are hereby  
 21 dismissed with prejudice pursuant to the terms of the above stipulation and agreement of the  
 22 parties and FRCP 41(a), with each side responsible for its own fees and costs.

23 DONE this 15<sup>th</sup> day of December, 2010.

24   
 25 JUDGE RONALD B. LEIGHTON  
 26

1  
2 Presented by:  
3 FREIMUND JACKSON TARDIF  
4 & BENEDICT GARRATT, PLLC

5   
6 JEFFREY A.O. FREIMUND  
7 WSR #17384

8 Attorneys for Defendants Zander,  
9 Matthynssen, Reed and Knudson

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Approved as to form; notice of presentation waived:

  
MARK WAYNE CLARK  
Plaintiff, pro se